

**FIFTY-FOURTH DAY**  
(Continued)  
(Thursday, April 18, 1985)

**AFTER RECESS**

The Senate met at 8:30 o'clock a.m. and was called to order by Senator Blake.

**MESSAGE FROM THE HOUSE**

House Chamber  
April 18, 1985

**HONORABLE W. P. HOBBY**  
**PRESIDENT OF THE SENATE**

SIR: I am directed by the House to inform the Senate that the House has passed the following:

**S.B. 298**, Relating to the exemption of certain vehicles funded through the Texas Department of Aging.

**S.B. 412**, Relating to a solicitor acting as an insurance company agent.

**S.C.R. 106**, Designating April 21 through April 27 as "State Hospice Week."

**H.B. 809**, Relating to the development of international commerce and to the creation of the Texas World Trade Council and the Texas World Trade Development Authority.

**H.B. 1378**, Relating to the imposition of certain conditions of bail, probation, mandatory supervision, and parole for defendants charged with or convicted of certain offenses with children as victims.

**H.B. 248**, Relating to missing children and missing persons.

**H.B. 393**, Relating to the payment by the state of certain expenses arising from the investigation and prosecution of an inmate of the Texas Department of Corrections.

**H.B. 1175**, Relating to an increase in certain annuities payable by the Employees Retirement System of Texas.

**H.B. 1779**, Relating to the authority of insurance agents.

**H.B. 678**, Relating to the regulation of lewd conduct on the premises of certain alcoholic beverage licensees and permittees.

Respectfully,

**BETTY MURRAY**, Chief Clerk  
House of Representatives

**LOCAL AND UNCONTESTED BILLS**  
**CALENDAR**

The Presiding Officer (Senator Blake in Chair) announced that the time had arrived for consideration of the Local and Uncontested Bills Calendar.

The regular order of business having been suspended by provisions of S.R. 8, adopted by the 69th Legislature, the following bills/resolutions were laid before the Senate, read second time, passed to engrossment/third reading, read third time and passed: (Sponsor, vote on Constitutional Three-day Rule and final passage indicated after caption of each bill)

**S.C.R. 59** (Barrientos) Encouraging development of respite care services for persons with cerebral palsy or other developmental disabilities. (vv)

**S.C.R. 62** (Brooks) Directing the TDMHMR and the State Board of Insurance to work with the insurance industry in developing a plan for reimbursement of the expenses for rehabilitative residential programs. (vv)

**S.C.R. 63** (Brooks) Requesting the cooperation of the Texas Department of Mental Health and Mental Retardation in the implementation of the recommendation of the Legislative Oversight Committee on Mental Health and Mental Retardation. (vv)

**S.C.R. 64** (Brooks) Directing the Texas Commission on Alcoholism to design a system to divert alcoholic patients from the Texas State mental hospitals into community-based detoxification and residential programs. (vv)

**C.S.S.C.R. 73** (Traeger) Granting Hector and Hinjino Silvia permission to sue the State. (vv)

**S.B. 36** (Jones) Relating to a presumption concerning prosecution of an offense of the law regarding parking places for disabled persons. (30-1) Washington "Nay" (31-0)

**S.B. 85** (Mauzy) Relating to the procedure for verifying voters' signatures on carrier envelopes for absentee ballots voted by mail. (30-1) Washington "Nay" (31-0)

**C.S.S.B. 175** (Whitmire) Relating to the creation of the offense of abandoning or endangering a child and the admissibility of testimony of certain persons in the prosecution of the offense. (30-1) Washington "Nay" (31-0)

**C.S.S.B. 265** (Montford) Relating to the tuition charged at Southwest Collegiate Institute for the Deaf. (30-1) Washington "Nay" (31-0)

**S.B. 318** (Whitmire) Relating to the creation of the County Criminal Courts at Law Nos. 13 and 14 of Harris County. (30-1) Washington "Nay" (31-0)

**S.B. 479** (Caperton) Relating to the creation of the County Court at Law No. 2 of Brazos County and to the County Court at Law of Brazos County. (30-1) Washington "Nay" (31-0)

**S.B. 516** (Farabee) Relating to an increase in the fees paid to counties by the Texas Youth Commission for supervision of delinquent children. (30-1) Washington "Nay" (31-0)

**C.S.S.B. 517** (Farabee) Relating to the regulation of trusts and gifts to minors. (30-1) Washington "Nay" (31-0)

**S.B. 524** (Lyon) Relating to certain fees required for a pharmacist license. (30-1) Washington "Nay" (31-0)

**C.S.S.B. 542** (Leedom) Relating to the information required on bail bonds and personal bonds; manner of taking forfeiture of a bond. (30-1) Washington "Nay" (31-0)

**S.B. 553** (Mauzy) Relating to the appointment and functions of volunteer advocates in suits affecting the parent-child relationship. (30-1) Washington "Nay" (31-0)

**S.B. 564** (Montford) Relating to the creation of the constitutional office of criminal district attorney of Yoakum County. (30-1) Washington "Nay" (31-0)

**C.S.S.B. 626** (Farabee) Relating to voluntary in-patient and to involuntary mental health services, to admission and transfer procedures, to rights of patients, and to certain general provisions of construction and procedure under the Texas Mental Health Code. (30-1) Washington "Nay" (31-0)

**S.B. 651** (Brooks) Relating to the fees charged for the regulation and licensing of funeral directing and embalming by the State Board of Morticians. (30-1) Washington "Nay" (31-0)

**S.B. 717** (Parmer) Relating to expanding the scope and type of activities that may be included in a municipality's community development programs. (30-1) Washington "Nay" (31-0)

**S.B. 723** (Williams) Relating to fee schedules for services of certain domestic relations offices. (30-1) Washington "Nay" (31-0)

**S.B. 754** (Montford) Relating to contributions to and disbursements from firemen's relief and retirement funds in certain cities. (30-1) Washington "Nay" (31-0)

**S.B. 767** (McFarland) Relating to Texas Trust Code relating to the investments by a trustee. (30-1) Washington "Nay" (31-0)

**S.B. 851** (Parmer) Relating to the creation, administration, operation, and funding of certain emergency communication districts. (30-1) Washington "Nay" (31-0)

**S.B. 858** (Sarpalius) Relating to litter abatement. (30-1) Washington "Nay" (31-0)

**S.B. 862** (Sarpalius) Relating to the authority of counties, on a local option basis, to abolish the office of Inspector of Hides and Animals. (30-1) Washington "Nay" (31-0)

**S.B. 880** (Jones) Relating to amortization of unfunded actuarial liabilities of the Employees Retirement System of Texas or the Teacher Retirement System of Texas. (30-1) Washington "Nay" (31-0)

**S.B. 894** (Uribe) Relating to a program to furnish oral health services to eligible individuals. (30-1) Washington "Nay" (31-0)

**S.B. 1003** (Harris) Relating to the administration by the Comptroller of the Local and Metropolitan Transit Authority Sales and Use Tax Acts. (30-1) Washington "Nay" (31-0)

**S.B. 1075** (Williams) Relating to the authority of counties to donate money to crime stoppers organizations. (30-1) Washington "Nay" (31-0)

**C.S.S.B. 1081** (Whitmire) Relating to the regulation by municipalities of private for hire vehicles, however propelled, providing passenger taxicab transportation services and to authorize the regulation of such services. (30-1) Washington "Nay" (31-0)

**C.S.S.B. 1084** (Parmer) Relating to elimination of derogatory terminology used in connection with certain mentally disabled persons in certain statutes. (30-1) Washington "Nay" (31-0)

**S.B. 1115** (Sarpalius) Relating to the creation of the County Court at Law of Moore County. (30-1) Washington "Nay" (31-0)

**S.B. 1171** (Farabee) Relating to the provision of computer services to State agencies by the State Purchasing and General Services Commission. (30-1) Washington "Nay" (31-0)

**C.S.S.B. 1173** (Farabee) Relating to interagency cooperation contracts which would increase the maximum exclusion for written requirements and advance approval of such contracts from less than \$350 to less than \$2,500. (30-1) Washington "Nay" (31-0)

**S.B. 1231** (Mauzy) Relating to the procedure in certain eviction actions. (30-1) Washington "Nay" (31-0)

**S.B. 1242** (Glasgow) Relating to the amendment of jurisdiction and operation of County Court at Law, and County Court at Law No. 2, of Denton County; creating County Court at Law No. 3 of Denton County, Texas. (30-1) Washington "Nay" (31-0)

Senator Blake offered the following amendment to the bill:

Amend **S.B. 1242** by adding SECTION 10 to read as follows:

**SECTION 10.** The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

The amendment was read and was adopted.

On motion of Senator Glasgow and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

**S.B. 1253** (Traeger) Relating to the boundaries, the composition, election, qualifications, and term of office of the board of directors, and the limitation on the amount of property taxes of the Evergreen Underground Water Conservation District. (30-1) Washington "Nay" (31-0)

**S.B. 1264** (Jones) Relating to the confirmation election for the Coryell City Water Supply District. (30-1) Washington "Nay" (31-0)

**S.B. 1265** (Jones) Relating to the appointment of bailiffs for the district courts in Taylor County. (30-1) Washington "Nay" (31-0)

**S.B. 1275** (Jones) Relating to the appointment of bailiffs for the county courts at law of Taylor County. (30-1) Washington "Nay" (31-0)

**S.B. 1294** (Brooks) Relating to the definition of "interdisciplinary team"; duties of the Public Responsibility Committee with respect to the team. (30-1) Washington "Nay" (31-0)

**S.B. 1327** (Jones) Relating to the prosecution of offenses in Coleman County; compensation and office expenses of the county attorney of Coleman County. (30-1) Washington "Nay" (31-0)

**S.B. 1329** (Jones) Relating to the jurisdiction, powers, practice, and procedures of the County Court at Law of Nolan County; selection and compensation of the judge of that court. (30-1) Washington "Nay" (31-0)

**C.S.H.B. 4** (Brooks) Relating to the operation and administration of the State Cancer Registry. (30-1) Washington "Nay" (31-0)

**H.B. 71** (Blake) Relating to the creation of a shared work unemployment compensation program. (30-1) Washington "Nay" (31-0)

**C.S.H.B. 275** (Sharp) Relating to payments for goods and services contracted for by the state or by a political subdivision of the state. (30-1) Washington "Nay" (31-0)

**H.B. 967** (Sarpalius) Relating to the date for election of directors of the North Plains Ground Water Conservation District No. Two; validation of certain

elections, actions, procedures, and expenditures of the district. (29-2) Mauzy, Washington "Nay" (30-1) Mauzy "Nay"

**H.B. 1026** (Mauzy) Relating to the authority of the Texas Guaranteed Student Loan Corporation to act as a lender of last resort. (30-1) Washington "Nay" (31-0)

**S.C.R. 94** (Uribe) Granting the students and teachers of the Second Annual Young Leadership Workshop permission to use the Senate and House Chambers of the State Legislature on Wednesday, July 31, through Friday, August 2, 1985. (vv)

**S.C.R. 101** (Blake) Authorizing appointment of joint study committees during the legislative interim. (vv)

**S.C.R. 114** (Blake) Endorsing construction of the Sesquicentennial Monument Park. (vv)

#### **CONCLUSION OF SESSION FOR LOCAL AND UNCONTESTED BILLS CALENDAR**

The Presiding Officer (Senator Blake in Chair) announced that the session for the consideration of the Local and Uncontested Bills Calendar was concluded.

#### **ADJOURNMENT**

On motion of Senator Brooks, the Senate at 9:01 o'clock a.m. adjourned until 10:30 o'clock a.m. today.

#### **FIFTY-FIFTH DAY (Thursday, April 18, 1985)**

The Senate met at 10:30 o'clock a.m., pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Barrientos, Blake, Brooks, Brown, Caperton, Edwards, Farabee, Harris, Henderson, Howard, Jones, Kothmann, Krier, Leedom, McFarland, Mauzy, Montford, Parker, Parmer, Santiesteban, Sarpalius, Sharp, Sims, Traeger, Truan, Uribe, Washington, Whitmire, Williams.

Absent-excused: Glasgow, Lyon.

A quorum was announced present.

Dr. Charles Oestreich, President, Texas Lutheran College of Seguin, offered the invocation as follows:

God, be in our heads and in our understanding  
God, be in our eyes and in our looking  
God, be in our mouths and in our speaking  
God, be in our hearts and in our thinking  
God, be in our intentions and in our legislation  
God, be in our minds and in our learning  
God, be in our asking and in our thanking.  
God, be with our legislators and with our students.  
Help them both find ways to quality valuable education.  
Amen.

On motion of Senator Brooks and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.